

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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THE NEW YORK CITY DISTRICT COUNCIL OF
CARPENTERS PENSION FUND, NEW YORK CITY
DISTRICT COUNCIL OF CARPENTERS WELFARE
FUND, NEW YORK CITY DISTRICT COUNCIL OF
CARPENTERS VACATION FUND, NEW YORK CITY
DISTRICT COUNCIL OF CARPENTERS ANNUITY
FUND, NEW YORK CITY DISTRICT COUNCIL
OF CARPENTERS APPRENTICESHIP, JOURNEYMAN
RETRAINING, EDUCATIONAL AND INDUSTRY
FUND, NEW YORK CITY DISTRICT COUNCIL OF
CARPENTERS CHARITY FUND, and THE NEW YORK
CITY AND VICINITY CARPENTERS LABOR-
MANAGEMENT COOPERATION FUND,
by MICHAEL J. FORDE and PAUL O'BRIEN,
as TRUSTEES,

07 CV 4040 (PKC)
ECF CASE

NOTICE OF MOTION

Plaintiffs,

-against-

PETER R. SMITH INC.,

Defendant.

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C O U N S E L :

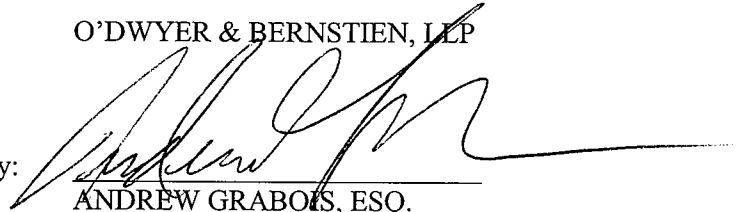
PLEASE TAKE NOTICE, that upon the annexed affidavit of Andrew Grabois, Esq. sworn to on September 28, 2007, the stipulated facts and exhibits annexed thereto, and the memorandum of law dated September 28, 2007, and upon all pleadings and proceedings heretofore and herein, the undersigned, on behalf of the plaintiffs, will move this Court before the Honorable P. Kevin Castel, United States District Court Judge at the United States Courthouse, Southern District of New York, located at 500 Pearl Street, Courtroom 12-C, New York, New York 10007, at a date and time to be set by the Court, for an Order granting plaintiffs' motion to confirm an arbitration award, and for such other and further relief as the Court deems proper and just.

Dated: New York, New York
September 28, 2007

Yours, etc.,

O'DWYER & BERNSTIEN, LLP

By:

A handwritten signature in black ink, appearing to read 'Andrew Grabois', is written over a horizontal line.

ANDREW GRABOIS, ESQ.

Attorney for Plaintiffs

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New York, New York 10007

(212) 571-7100

TO: Peter R. Smith Inc.
25 Old Camplain Road
Hillsborough, NJ 08844